



DEPARTMENT OF THE NAVY
BUREAU OF NAVAL PERSONNEL
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

5720
PERS 00J6/20200575
August 14, 2020

Mr. Mark Hyman
Sinclair
10706 Beaver Dam Road
Hunt Valley, MD 21030

Dear Mr. Hyman:

SUBJECT: YOUR FREEDOM OF INFORMATION ACT (FOIA) REQUEST

This is in response to your Freedom of Information Act (FOIA) request of February 21, 2018. Pertaining to Navy Reserve Retirement, you seek a copy of regulations, instructions and other similar documentation, forms used for retirement, advise as to how information is stored, advise as to how orders are generated, process of starting benefits including retirement pay and health coverage, lag time between a retired member's 60th birthday and actual start date of benefits, and deficiency reports or similar reports that identify incomplete or delayed benefits. The Assistant Secretary of the Navy's Office for Manpower and Reserve Affairs (ASN M&RA) assigned your request to this command on August 9, 2020. Your FOIA request number is 2028-004646 and FOIA correspondence file number is 20200575.

An enclosed document provides you with available sought information with the exception of lag time/deficiency reports or similar reports that identify incomplete or delayed benefits. Responsive Department of Defense (DoD) and Department of the Navy (DON) documentation are publicly available via several websites. The applicable websites have been identified in the enclosed document so that you may readily access them. Enclosed spreadsheets reflect lag time in processing retirement requests within the Reserve Retirements Branch (PERS-912). Please note, the Defense Finance and Accounting Service (DFAS) starts retirement pay. TRICARE starts eligibility/payment for health care benefits. We do not track DFAS or TRICARE lag time.

I am the official responsible for this response. You have the right to an appeal. It must be received within 90 calendar days from the date of this letter. Please provide the appellate authority the following in an envelope marked "FOIA appeal": (1) a letter requesting an appeal that explains what you are appealing with any supporting arguments or reasons you think may be worthy of consideration; (2) a copy of your initial request;

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(3) a copy of the letter of denial. Also, please provide a copy of your appeal letter to us at Bureau of Naval Personnel, PERS Code 00J6, 5720 Integrity Drive, Millington, TN 38055.

There are two ways to file an appeal—through FOIAonline or by mail.

1. Through FOIAonline. This will work only if you set up an account on FOIAonline before you make the request that you would like to appeal. To set up an account, go to FOIAonline (this is a website that will appear as the top hit if you search the internet for "FOIAonline"), click "Create Account" (a link located within the blue banner at the top in the upper right corner), enter your data into the field that subsequently appears, and click "Save" (at the bottom left of the screen). With your account thereby created, you will have the power to file an appeal on FOIAonline to any request you file on FOIAonline thereafter. To do so, locate your request (enter a keyword or the request tracking number in the "Search for" field on the "Search" tab), click on it, then the "Create Appeal" tab in the left-hand column. Complete the subsequent field, click "Save," and FOIAonline will submit your appeal.

2. By mail. Address your appeal to:

The Judge Advocate General (Code 14)
1322 Patterson Avenue SE, Suite
3000, Washington Navy Yard, DC
20374-5066

[Note: the preceding address is the default address. Alternatively, it may be sent to the Department of the Navy General Counsel if appropriate (the Office of the General Counsel generally handles issues outside of those of the uniformed service). That address is as follows:

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Department of the Navy,
Office of the General Counsel,
1000 Navy Pentagon, Room 5A532
Washington, DC 20350-1000]

If you have any questions, please contact me at david.german@navy.mil or (901) 874-3165. You may also contact the DON FOIA Public Liaison, Christopher Julka, at christopher.a.julka@navy.mil, (703)697-0031. In addition, the Office of Government Information Services (OGIS) provides a voluntary mediation process for resolving disputes between persons making FOIA requests and the Department of the Navy (DON). For more information, go to <https://www.archives.gov/ogis/about-ogis/contact-information>.

Sincerely,

David P. German

D. P. GERMAN
FOIA/PA Officer

LAW, INSTRUCTIONS, AND DIRECTIVES THAT GOVERN NON-REGULAR (RESERVE) RETIREMENTS LISTED BELOW:

10 USC Section 12731
NDAA 2008
NDAA 2016

<https://www.esd.whs.mil/Directives/issuances/dodi/>

DoD Instruction 1215.07
DoD Instruction 1332.42

<https://www.secnnav.navy.mil/doni/allinstructions.aspx>

SECNAV Instruction 1920.6D
SECNAV Instruction 5420

<https://www.public.navy.mil/bupers-npc/reference/instructions/BUPERSInstructions/Pages/default.aspx>

BUPERS Instruction 1001.39F

<https://www.public.navy.mil/bupers-npc/reference/milpersman/1000/Pages/default.aspx>

MILPERSMAN 1001-150
MILPERSMAN 1800-020
MILPERSMAN 1800-020
MILPERSMAN 1800-060
MILPERSMAN 1820-010
MILPERSMAN 1820-020
MILPERSMAN 1820-030
MILPERSMAN 1820-040
MILPERSMAN 1820-030
MILPERSMAN 1820-040
MILPERSMAN 1820-050

RETIREMENT FORMS:

<https://www.esd.whs.mil/Directives/forms/>

DD Form 108, Application for Reserve Retirement Pay and Benefits
DD Form 2656, Data for Payment of Retirement Personnel

The PERS-912 reserve retirement page listed below has links, calculators, and information for all retiring reservists. This includes a detailed Reserve Retirement Transition Outreach Brief which explains the retirement process. Further, FAQs also provide answers to basic reserve retirement questions.

<https://www.public.navy.mil/bupers-npc/career/reservepersonnelmgmt/ReserveRetirements/Pages/default.aspx>

HOW INFORMATION IS STORED, RETIREMENT ORDERS GENERATED:

All records stored in the Navy Standard Integrated Personnel System (NSIPS). Orders are generated from NSIPS.

PERS-912 LAG TIME/DEFICIENCY REPORTS: See enclosed Excel Spreadsheets for PERS-912 lag time.